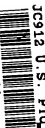


03/20/01



10912 U.S. PAT. OFF.



PENNIE & EDMONDS LLP DC T NO. 7969-089-999

Express Mail No.: EL 501 638 075 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



10912 U.S. PAT. OFF.

Prior application: Examiner Portner, V.Art Unit 1641

Assistant Commissioner for Patents
Box PATENT APPLICATION
Washington, D.C. 20231

Sir:

This is a request for filing a ☒ divisional application under 37 CFR § 1.53(b), of pending prior application no. 08/968,685 filed on November 12, 1997, which in turn is a continuation-in-part of application no. 08/642,712 filed May 3, 1996.

of Kenneth Tucker and Laura Plisola
(Fewer Than All Inventors of Record in The Prior Application -- See Preliminary Amendment)

(inventor(s) currently of record in prior application)

for MORAXELLA CATARRHALIS OUTER MEMBRANE PROTEIN-106 POLYPEPTIDE, GENE SEQUENCE
AND USES THEREOF
(title of invention)

1. ☒ The filing fee is calculated below:

PATENT APPLICATION FEE VALUE

TYPE	NO. FILED	LESS	EXTRA	EXTRA RATE	FEE
Total Claims	57	-20	37	\$18.00 each	\$ 666.00
Independent	2	-3	0	\$80.00 each	\$ 0.00
Basic Fee					\$ 710.00
Multiple Dependency Fee If Applicable (\$270.00)					\$ 270.00
Total					\$ 1,646.00
50% Reduction for Independent Inventor, Nonprofit Organization or Small Business Concern					\$ 0.00
Total Filing Fee					\$ 1,646.00

2. ☒ Please charge the required fee to Pennie & Edmonds LLP Deposit Account No. 16-1150. A copy of this sheet is enclosed.
3. ☐ Amend the specification by inserting before the first line the following sentence:

- 4a. ☐ Transfer the drawings from the prior application to this application and abandon the prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file.
- 4b. ☒ New formal drawings are enclosed.
- 4c. ☐ Informal drawings are enclosed.
- 5a. ☐ Priority of application no. filed on in is claimed under 35 U.S.C. §119.
- 5b. ☐ The certified copy has been filed in prior application no. , filed .
6. ☒ The prior application is assigned of record to Antex Biologics Inc., recorded at Reel 8958, Frame 0694.
- 7a. ☒ The Power of Attorney appears in the original papers in the prior application no. 08/968,685, filed November 12, 1997.
- 7b. ☐ Since the Power of Attorney does not appear in the original papers, a copy of the Power in prior application no. , filed is enclosed.
8. ☒ This application contains nucleic acid and/or amino acid sequences required to be disclosed in a Sequence Listing under 37 CFR §§1.821-1.825. It is requested that the Sequence Listing in computer readable form from prior application no.08/968,685, filed on November 12, 1997 be made a part of the present application as provided for by 37 C.F.R. §1.821(e). The sequences disclosed therein are the same as the sequences disclosed in this application. A copy of the paper Sequence Listing from application no. 08/968,685 is enclosed.
9. ☒ The undersigned states, under 37 C.F.R. §1.821(f), that the content of the enclosed paper Sequence Listing from application no. 08/968,685 is the same as the content of the computer readable form submitted in application no. 08/968,685.
10. ☒ Additional enclosures or instructions: Preliminary Amendment and Statement Regarding Fewer Inventors with Appendix A and an Information Disclosure Statement with PTO Form 1449 listing references AA-AY, and a copy of references AD, AP, AR and AU (all other references can be found in the record of the parent application).

Respectfully submitted,

Date March 20, 2001

Geraldine Frances Baldwin 91,232
Geraldine F. Baldwin (Reg. No.)

PENNIE & EDMONDS LLP
1155 Avenue of the Americas
New York, N.Y. 10036-2711
(212) 790-9090